

Docket No.: 1573.1009

Serial No. 09/981,982

**REMARKS**

In accordance with the foregoing, independent claims 3, 9, 16 and 20 are amended to clarify the invention and to improve form and dependent claim 21 is amended to improve form. No new matter is presented and, accordingly, approval and entry of the foregoing claims amendments are respectfully requested.

**ITEM 4: REJECTION OF CLAIMS 3-5, 9-11, 16-17 AND 20-21 UNDER 35 U.S.C. §102(e) FOR ANTICIPATION BY SIVULA (U.S. PATENT 6,795,711).**

The rejection is respectfully traversed.

In accordance with the invention as recited in amended claim 3, a processor of the information processing apparatus receives a content transmission request including a content identification of a content determined by a user and an address of a receiving device determined by the user, which is to receive data of said content from a separate device, different from said receiving device, over a mobile communication network. The processor of the information processing apparatus transmits, over a broadband network, said received content identification and said received address of said receiving device to a content data providing information processing apparatus which provides said content data, wherein the content data is adapted to be provided by said content data providing information processing apparatus to said receiving device over said broadband network.

In accordance with the invention as defined in amended claim 9, a processor of the information processing apparatus receives a content transmission request, including a content identification of a content determined by a user and an address of a receiving device determined by said user which is to receive data of said content, from a separate device different from said receiving device over a mobile communication network, and the processor of the information processing apparatus, transmitting a content capturing request including the content identification to said receiving device over a broadband network, wherein the content data is adapted to be received by said receiving device over said broadband network from a content data providing information processing apparatus.

Moreover, in accordance with the present invention, the first information processing apparatus receives the content transmission request from the separate device over the mobile communication network and then transmits over the broadband

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network the received content identification and the received address of the receiving device to the content data providing information processing apparatus, as defined in claim 3, or the content capturing request including the content identification to the receiving device, as defined in claim 9. Neither the separate device nor the first information processing apparatus provides any content data. The content data is to be provided by the content data providing information processing apparatus over the broadband network to the receiving device. The content data providing information processing apparatus is provided independently of the first information processing apparatus, and the receiving device, alone, receives the content data over the broadband network -- and is not a mobile device.

According to the invention, the separate device can send only a content transmission request, and can cause a large volume of content data, which the separate device cannot store, to be transferred to the home server over the broadband network.

Sivula (U.S. Patent 6,795,711) is respectfully submitted to be readily distinguished by the invention as claimed herein. For example, Sivula discloses that an originating mobile station sends a special content message on a signal line 12 to a special application service center 14, and the special application service center processes the special content message and posts it to the internet (col. 5, line 66, col. 6, line 5). If the terminating mobile station 16 is not capable of processing the special content message, the user can read the short message and also go to the personal computer or workstation connected to the internet and view the special content message at the URL specified in the short message provided on the line 16, using the user ID and/or password provided with the short message (col. 7, lines 20-25). A device 36 (FIG. 3) of the center 14 is provided for receiving the special content message or a request that a special content message be sent on the line 12 from the originating mobile station 10 of FIG. 1. This signal would be provided to the special application service center 14 through a mobile communication system infrastructure as shown in FIG. 2 (col. 7, lines 60-67).

Sivula thus requires a terminating mobile station 16 and a PC or workstation 34 as well as an originating mobile station 10 and a special application service center 14, and a portion of the special content message is received by the terminating mobile station 16 over the mobile communication system from the special application service center 14, and the other portion of the special content message may be received by the PC 34 over the internet from the special application service center 14.

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However, Sivula fails to disclose or suggest a content transmission request having no content data to be transmitted by a separate device to an information processing apparatus, or transmission of content data from a content data providing information processing apparatus different from the first information processing apparatus, over a broadband network to a receiving device, as recited in claims 3 and 9 of the present invention.

Independent claims 16 and 20 are "program..." claims which recite functions performed by a program corresponding to those functions performed in the information processing apparatus and related processor thereof, as recited in claims 3 and 9 and, accordingly, distinguish over Sivula for the same reasons.

#### CONCLUSION

Accordingly, it is respectfully submitted that the independent claims patentably distinguish over the Sivula reference and, accordingly, those independent claims along with their respective dependent claims for at least the same reasons, are allowable over the Sivula reference.

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

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If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

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